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- and -

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Counsel to the Debtors and Debtors in Possession

> IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION

In re: Chapter 11

CIRCUIT CITY STORES, INC., : Case No. 08-35653 (KRH)

<u>et</u> <u>al</u>.,

Debtors. : Jointly Administered

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## SUPPLEMENTAL ORDER ON DEBTORS' TWENTY-FOURTH OMNIBUS OBJECTION TO CLAIMS (DISALLOWANCE OF CERTAIN REAL ESTATE TAX CLAIMS ON REAL PROPERTY IN WHICH THE DEBTORS LEASED THE REAL PROPERTY)

THIS MATTER having come before the Court on the Debtors' Twenty-Fourth Omnibus Objection to Claims (Disallowance of Certain Real Estate Tax Claims on Real Property in Which the Debtors Leased the Real Property) (Docket No. 4017)(the "Objection"), and it appearing that Case 08-35653-KRH Doc 6921 Filed 03/20/10 Entered 03/21/10 00:42:20 Desc Imaged Certificate of Service Page 2 of 8

due and proper notice and service of the Objection was given in compliance with Fed. R. Bankr. P. 3007 and 7004 and LBR 3007-1 and was good and sufficient and that no other further notice or service of the Objection need be given; and it appearing that certain parties filed responses to the Objection; and it appearing that this Court entered an Order on the Objection (Docket No. 4727) (the "Initial Order"); and it further appearing that the relief requested on the Objection is in the best interest of the Debtors, their estates and creditors and other parties-in-interest; and after due deliberation thereon good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

- 1. The Objection to the claims identified on Exhibit A as attached hereto and incorporated herein are withdrawn;

  provided, however, that the Debtors' rights and abilities to object to the claims identified on Exhibit A on any grounds and bases are hereby preserved in their entirety.
- 2. The claim identified on Exhibit B as attached hereto and incorporated herein is hereby reclassified for all purposes in these bankruptcy cases as set forth on Exhibit B.

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3. The claim identified on Exhibit C as attached

hereto and incorporated herein is hereby reduced and

reclassified for all purposes in these bankruptcy cases as

set forth on Exhibit C.

4. The Debtors' rights to object to any claim,

including (without limitation) the claims included in the

Objection on any grounds that the applicable law permits are

not waived and are expressly reserved.

5. This Court shall retain jurisdiction with respect

to all matters arising from or related to the implementation

or interpretation of this Order.

6. To the extent this Order conflicts with the Initial

Order, this Order shall control.

7. The Debtors shall serve a copy of this Order on the

claimants included on Exhibits A, B, and C to this Order on

or before five (5) business days from the entry of this

Order.

Dated: Richmond, Virginia

Mar 17 2010 , 2010

/s/ Kevin Huennekens

HONORABLE KEVIN R. HUENNEKENS

UNITED STATES BANKRUPTCY JUDGE

Entered on docket: March 18 2010

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WE ASK FOR THIS:

Gregg M. Galardi, Esq.
Ian S. Fredericks, Esq.
SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP
One Rodney Square
PO Box 636
Wilmington, Delaware 19899-0636
(302) 651-3000

- and -

Chris L. Dickerson, Esq. SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP 155 North Wacker Drive Chicago, Illinois 60606-1720 (312) 407-0700

- and -

Counsel to the Debtors and Debtors in Possession

## CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Douglas M. Foley
Douglas M. Foley

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Case 08-35653-KRH Doc 6921 Filed 03/20/10 Entered 03/21/10 00:42:20 Desc In re: Circuit City Stores, Inc, etalaged Certificate of Service tors Pagety Front & Omnibus Objection to Claims Supplemental Case No. 08-35653-KRH

Order On (Disallowance Of Certain Real Estate Claims On Property That The Debtor Leased) - Withdrawn

## **EXHIBIT A**

CREDITOR'S NAME AND ADDRESS	CLAIM NUMBER	ASSER' CLAIM AM		DATE FILED	DOCKETED DEBTOR
FOREST CITY COMMERCIAL MANAGEMENT INC AGENT FOR LABURNUM INVESTMENT LLC 50 PUBLIC SQ STE 1360 CLEVELAND, OH 44113	12035	Secured: Priority: Administrative 503(b)(9): Unsecured: Total:	\$9,795.38 \$9,795.38	03/26/2009	CIRCUIT CITY STORES, INC. (08-35653)
PAULDING COUNTY TAX COMMISSIONER 25 COURTHOUSE SQ RM 203 DALLAS, GA 30132	513	Secured: Priority: Administrative 503(b)(9): Unsecured: Total:	\$31,281.90 \$31,281.90	12/05/2008	CIRCUIT CITY STORES, INC. (08-35653)
TRAVIS COUNTY C O KAREN Y WRIGHT TRAVIS COUNTY ATTYS OFFICE PO BOX 1748 AUSTIN, TX 78767-0000	10531	Secured: Priority: Administrative 503(b)(9): Unsecured: Total:	\$121,008.34 \$121,008.34	02/02/2009	CIRCUIT CITY STORES, INC. (08-35653)

Total: 3 \$162,085.62

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In re Circuit City Stores, Inc, et al. Case No. 08-35653 (KRH)

**EXHIBIT B** 

Debtors' Twenty-Fourth Omnibus Objection to Claims Supplemental Order On (Modification Of Certain Real Estate Claims On Property That The Debtor Leased) - Modified

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*						CLAIM AS MODIFIED						
Claim: 1621 Date Filed: 12/12/2008	Claim Holder Name and Addres	s	Case Number:		08-35653				Case Number:		08-35653		
Docketed Total: \$5,876.96  Filing Creditor Name and Address:  LANE COUNTY DEPT OF  ASSESSMENT & TAXATION  125 E 8TH AVE	LANE COUNTY DEPT OF ASSESSMENT & TAXATION 125 E 8TH AVE EUGENE, OR 97401		Docketed Total: \$5,8		\$5,876.96			Modified Total:		\$5,876.96			
EUGENE, OR 97401	503(b)(9) Reclamation	<u>Admin</u>	<u>Secured</u> \$5,876.96	<u>Priority</u>	<u>Unsecured</u>	<u>503(b)(9)</u>	Reclamation	<u>Admin</u>	<u>Secured</u>	<u>Priority</u> \$5,876.96	Unsecured		
							laims To Be N	Modified:	1				
						Total Amount As Docketed:			\$5,876.96				
						Total A	amount As Mo	odified:	\$5,876.96				

<sup>&</sup>quot;UNL" denotes an unliquidated claim.

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In re Circuit City Stores, Inc, et al. Case No. 08-35653 (KRH)

EXHIBIT C

Debtors' Twenty-Fourth Omnibus Objection to Claims Supplemental Order On (Modification Of Certain Real Estate Claims On Property That The Debtor Leased) - Reduced

CLAIM TO BE MODIFIED	CLAIM AS DOCKETED*						CLAIM AS MODIFIED						
Claim: 11874  Date Filed: 03/16/2009  Docketed Total: \$72,968.54	Claim Holder Na	me and Address		Case Number:		08-35653 \$72,968.54				Case Number:  Modified Total:		08-35653 <b>\$46,279.9</b> 9	
Filing Creditor Name and Address: PULASKI COUNTY TREASURER PO BOX 430	PO BOX 430 LITTLE ROCK, A												
LITTLE ROCK, AR	503(b)(9)	Reclamation	Admin	<u>Secured</u>	<u>Priority</u> \$72,968.54	Unsecured	<u>503(b)(9)</u>	Reclamation	<u>Admin</u>	Secured	<u>Priority</u> \$46,279.99	Unsecured	
							Total Claims To Be Modified: 1						
							Total A	mount As Do	cketed:	\$72,968.54			
							Total A	mount As Mo	odified:	<b>\$46,279.99</b>			

<sup>\* &</sup>quot;UNL" denotes an unliquidated claim.

## Case 08-35653-KRH Doc 6921 Filed 03/20/10 Entered 03/21/10 00:42:20 Desc CERTIFICATE OF NOTICE

District/off: 0422-7 Case: 08-35653

User: frenchs Form ID: pdforder

Page 1 of 1 Total Noticed: 1 Date Rcvd: Mar 18, 2010

The following entities were noticed by first class mail on Mar 20, 2010.

aty +Gregg M. Galardi, Skadden Arps Slate Meagher, & Flom LLP, One Rodney Sq.,

Wilmington, DE 19899-0636 PO Box 636,

The following entities were noticed by electronic transmission.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

TOTAL: 0 NONE.

Addresses marked  $^{\prime +\prime}$  were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 20, 2010

Joseph Speetjins